

REMARKS

A Notice of Allowability was mailed December 9, 2009, in the present application, with an Examiner's Amendment attached thereto. This amendment responds to the Examiner's Amendment. The amendments presented herewith are made relative to the claims as amended by the Examiner's Amendment.

Claims 1-35 are pending in the application. Claims 11, 30, and 31 have been amended. The amendments requested herewith do not change the substantive scope of the claims and should not require undue effort on the part of the Patent Office for review. Accordingly, entry of these amendments is respectfully requested.

Claim 11

Claim 11 depends from Claim 10, which recites:

10. The method of claim 6, wherein a pairing includes a buy order and a sell order, and wherein said automatically setting marks the pairing as unmatched when the premiums indicate **lack of a mutually acceptable** price. (Emphasis added).

Applicant requests amendment of Claim 11 to replace "lack of a mutually accepted price" with "lack of a mutually acceptable price." As can be seen above, antecedent basis for "lack of a mutually acceptable price" is found in Claim 10. The amendment of Claim 11 makes Claim 11 consistent with Claim 10.

Claim 30

Claim 30 is directed to a "tangible computer-readable medium having executable instructions stored thereon for facilitating trading of orders in a batch process." Applicant requests amendment of the preamble of Claim 30 to replace "the instructions, when executed, cause a computer to . . ." with "the instructions, in response to execution by a computer, cause the computer to . . ." (Emphasis added).

The amendment of Claim 30 does not change the scope of the claim. The amendment instead more clearly associates the instructions with execution by the computer.

Claim 31

Claim 31 depends from Claim 30. The Examiner's Amendment amended the preamble of Claim 30 to recite a tangible "computer-readable medium." Applicant requests amendment of the preamble of Claim 31 to match the preamble of Claim 30.

Information Disclosure Statements

On March 3, 2010, applicant's representative contacted the Examiner seeking confirmation that all art cited in the information disclosure statements ("IDSs") submitted during prosecution of the application have been considered. Certain IDSs in the application file were noted as having been submitted but not yet initialed and returned by the Examiner. In reply, on March 9, 2010, the Examiner graciously provided applicant with initialed copies of the noted IDSs that, together with previously-initialed and returned IDSs, confirm that all of the cited art has been considered. Applicant thanks the Examiner for his follow up in this regard.

CONCLUSION

Applicant respectfully requests entry of the foregoing amendments prior to issuance of the present application as a patent. Should there be any questions or concerns, the Examiner is invited to contact the undersigned counsel at the telephone number provided below.

Respectfully submitted,

CHRISTENSEN O'CONNOR
JOHNSON KINDNESS^{PLLC}



Kevan L. Morgan
Registration No. 42,015
Direct Dial No. 206.695.1712